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Attorneys for Defendants UNITED AGRI PRODUCTS, INC., and UAP DISTRIBUTION, INC.

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

KEN KUNZLER

Plaintiff,

v.

UNITED AGRI PRODUCTS, INC., UAP  
DISTRIBUTION, INC., and DOES 1 through  
25, inclusive

Defendants.

Case No. C 07-03555 EMC

**STIPULATION AND [PROPOSED]  
ORDER SELECTING ADR PROCESS**

Removal Filed: July 10, 2007  
Trial Date: None Set

Counsel report that they have met and conferred regarding ADR, and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

**Court Processes:**

- ☐ Non-binding Arbitration (ADR L.R. 4)  
☐ Early Neutral Evaluation (ENE) (ADR L.R. 5)  
☒ Mediation (ADR L.R. 6)

(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an

1 ADR phone conference and may not file this form. They must instead file a Notice of Need for  
2 ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)

3 **Private Process:**

4 ☐ Private ADR (please identify process and provider) \_\_\_\_\_

5 The parties agree to hold the ADR session by:

6 ☒ The presumptive deadline (The deadline is 90 days from the date of the Order  
7 referring the case to an ADR process, unless otherwise ordered).

8 ☐ Other requested deadline \_\_\_\_\_

10 Dated: September 26, 2007

\_\_\_\_\_/s/ Thomas S. Brigham (with consent)

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15 Ukiah, CA 95482

**ATTORNEY FOR PLAINTIFFS**

16 Dated: September 26, 2007

\_\_\_\_\_/s/ Ross W. Johnson

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- and -

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**ATTORNEYS FOR DEFENDANTS  
UNITED AGRI PRODUCTS, INC. AND  
UAP DISTRIBUTION, INC.**

1 **[PROPOSED] ORDER**

2 Pursuant to the Stipulation above, the captioned matter is hereby referred to:

3 ☐ Private ADR

4 ☐ Deadline for ADR session:

5 ☐ 90 days from the date of this Order

6 ☐ Other

7 IT IS SO ORDERED.

8 Dated: \_\_\_\_\_

9 \_\_\_\_\_  
10 UNITED STATES MAGISTRATE JUDGE

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